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9 Attorneys for Defendants
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10 SAMSUNG SDI CO., LTD.,
SAMSUNG SDI (MALAYSIA) SDN. BHD.,
11 SAMSUNG SDI MEXICO S.A. DE C.V.,
SAMSUNG SDI BRASIL LTDA.,
12 SHENZHEN SAMSUNG SDI CO., LTD. and
TIANJIN SAMSUNG SDI CO., LTD.
13
14

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION
18

19 In re CATHODE RAY TUBE (CRT)
20 ANTITRUST LITIGATION

Case No. 07-5944 SC

MDL No. 1917

21
22 This Document Relates to:

23 *Costco Wholesale Corp. v. Hitachi, Ltd., et al.*,
24 No. 11-cv-06397

**DECLARATION OF TYLER M.
CUNNINGHAM IN SUPPORT OF
SAMSUNG SDI DEFENDANTS'
REQUEST FOR JUDICIAL NOTICE**

Date: December 20, 2013

Time: 10 a.m.

Ctrm: 1

Judge: Hon. Samuel P. Conti

1 I, Tyler M. Cunningham, declare as follows:

2 1. I am an associate with Sheppard, Mullin, Richter & Hampton, counsel for
3 Defendants Samsung SDI Co., Ltd.; Samsung SDI America, Inc.; Samsung SDI Mexico S.A. De
4 C.V.; Samsung SDI Brasil Ltda.; Shenzhen Samsung SDI Co., Ltd.; Tianjin Samsung SDI Co.,
5 Ltd.; and Samsung SDI (Malaysia) Sdn. Bhd. (collectively, "SDI") in these actions. I am a
6 member of the bar of the State of California. I have personal knowledge of the facts stated herein
7 and, if called as a witness, I could and would competently testify thereto.

8 2. Attached to the Request for Judicial Notice as Exhibit A is a true and correct copy
9 of the Complaint filed in *Costco Wholesale Corp. v. Hitachi, Ltd.*, No. 2:11-cv-01909-RSM (W.D.
10 Wash. Dkt. No. 1).

11 3. Attached to the Request for Judicial Notice as Exhibit B is a true and correct copy
12 of Form 10-K for Price/Costco Inc., dated November 30, 1995.

13 4. Attached to the Request for Judicial Notice as Exhibit C is a true and correct copy
14 of Form 10-K for Costco Companies Inc., dated November 25, 1998.

15 5. Attached to the Request for Judicial Notice as Exhibit D is a true and correct copy
16 of Form 10-K for Costco Wholesale Corp., dated November 22, 2002.

17 6. Attached to the Request for Judicial Notice as Exhibit E is a true and correct copy
18 of Form 10-K for Costco Wholesale Corp., dated November 16, 2006.

19 7. Attached to the Request for Judicial Notice as Exhibit F is a true and correct copy
20 of the Complaint filed in *Costco Wholesale Corp. v. AU Optronics Corp.*, No. 3:11-cv-00058-SI
21 (N.D. Cal. Dkt. No. 1).

22 8. Attached to the Request for Judicial Notice as Exhibit G is a true and correct copy
23 of the Amended Complaint filed in *Costco Wholesale Corp. v. AU Optronics Corp.*, No. 3:11-cv-
24 00058-SI (N.D. Cal. Dkt. No. 49).

25 9. I declare under penalty of perjury under the laws of the United States of America
26 that the foregoing is true and correct.

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Executed on November 4, 2013 at San Francisco, California.

/s/ Tyler M. Cunningham
TYLER M. CUNNINGHAM